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**IN THE
COURT OF APPEALS OF INDIANA**

TERRY COFFIN,)	
)	
Appellant-Defendant,)	
)	
vs.)	No. 61A04-0702-CR-110
)	
STATE OF INDIANA,)	
)	
Appellee-Plaintiff.)	

APPEAL FROM THE PARKE CIRCUIT COURT
The Honorable Sam A. Swaim, Judge
Cause No. 61C01-0608-FB-190

October 22, 2007

MEMORANDUM DECISION - NOT FOR PUBLICATION

KIRSCH, Judge

Terry Coffin appeals her two and one-half year sentence for possession of methamphetamine. Coffin raises one issue for appeal, which we restate as: whether her two one-half year sentence is appropriate in light of her character and the nature of the offense.

We affirm.

FACTS AND PROCEDURAL HISTORY

Coffin was discovered with methamphetamine on her person and admitted that she brought cough-and-cold pills to a house with the knowledge that they would be used to manufacture methamphetamine. The State charged Coffin with aiding in the offense of manufacturing methamphetamine¹ as a Class B felony and possession of methamphetamine² as a Class D felony. Coffin was released on her own recognizance pending trial to participate in a drug addiction program at Freebirds Solution Center. While released pending trial, Coffin tested positive for opiates.

Coffin pled guilty to possession of methamphetamine as a Class D felony pursuant to a plea agreement that left sentencing open to the discretion of the trial court. A sentencing hearing was held January 30, 2007. The trial court sentenced Coffin to two and one-half years executed.

DISCUSSION AND DECISION

Coffin contends that the trial court imposed an inappropriate sentence in light of the fact that the offense was not aggravated, Coffin's prior convictions were mostly alcohol

¹ See IC 35-48-4-1.1, *see also* IC 35-41-2-4.

² See IC 35-48-4-6.1.

related and remote in time and she did not have a prior methamphetamine related conviction.

A person who commits a Class D felony shall be imprisoned for a fixed term of between six (6) months and three (3) years, with the advisory sentence being one and a half years. IC 35-50-2-7. If the sentence imposed is lawful, this court will not reverse unless the sentence is inappropriate based on the character of the offender and the nature of the offense. Ind. Appellate Rule 7(B) (2005).

Our review is limited to whether the sentence is appropriate considering the nature of the offense and the character of the offender. App. R. 7(B). Here, assuming without deciding that the nature of Coffin's crime was not remarkable, Coffin's character, as shown by her criminal history, renders her enhanced sentence appropriate.

Coffin's criminal history consisted of several charges for operating a vehicle while intoxicated in addition to being convicted of theft and charged with check deception. Coffin also has a history of violating probation and conditions of bond. Coffin asserts that the trial court gave inappropriate weight to her criminal history in light of the fact that the offenses are mostly alcohol related and remote in time. We disagree. Although Coffin's convictions are older, several of her crimes related to substance abuse, and she failed to complete her probation three times. Furthermore, in this case, while released on her own recognizance, Coffin tested positive for opiates. Coffin's criminal history and substance abuse problems support the trial court's sentence. We conclude that Coffin's two and one-half year sentence was appropriate.

Affirmed.

ROBB, J., and BARNES, J., concur.